

HB0273S01 compared with HB0273

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inserted text shows text that was not in HB0273 but was inserted into HB0273S01.

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Representative Dan N. Johnson proposes the following substitute bill:

CIVICS EDUCATION AMENDMENTS

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Dan N. Johnson

Senate Sponsor: _____

LONG TITLE

General Description:

This bill creates the Local Innovations Civics Education Pilot Program to support innovative approaches to civics education.

Highlighted Provisions:

This bill:

- ▶ creates a pilot grant program to support local education agencies in implementing innovative approaches to civics education;
- ▶ repeals the civics engagement pilot program;
- ▶ defines terms; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

This bill appropriates:

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- ▶ to the State Board of Education -- Contracted Initiatives and Grants, as a one-time appropriation:
 - from the Education Fund, One-time, \$1,500,000.

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53E-1-201, as last amended by Laws of Utah 2021, Chapters 64, 251, and 351

53G-10-204, as last amended by Laws of Utah 2021, Chapter 251

63I-1-253, as last amended by Laws of Utah 2021, Chapters 14, 64, 106, 233, and 307

63I-2-253, as last amended by Laws of Utah 2021, First Special Session, Chapter 14

ENACTS:

53F-5-219, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **53E-1-201** is amended to read:

53E-1-201. Reports to and action required of the Education Interim Committee.

(1) In accordance with applicable provisions and Section 68-3-14, the following recurring reports are due to the Education Interim Committee:

(a) the report described in Section 9-22-109 by the STEM Action Center Board, including the information described in Section 9-22-113 on the status of the computer science initiative and Section 9-22-114 on the Computing Partnerships Grants Program;

(b) the prioritized list of data research described in Section 35A-14-302 and the report on research described in Section 35A-14-304 by the Utah Data Research Center;

(c) the report described in Section 35A-15-303 by the State Board of Education on preschool programs;

(d) the report described in Section 53B-1-402 by the Utah Board of Higher Education on career and technical education issues and addressing workforce needs;

(e) the annual report of the Utah Board of Higher Education described in Section 53B-1-402;

(f) the reports described in Section 53B-28-401 by the Utah Board of Higher Education

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regarding activities related to campus safety;

(g) the State Superintendent's Annual Report by the state board described in Section 53E-1-203;

(h) the annual report described in Section 53E-2-202 by the state board on the strategic plan to improve student outcomes;

(i) the report described in Section 53E-8-204 by the state board on the Utah Schools for the Deaf and the Blind;

(j) the report described in Section 53E-10-703 by the Utah Leading through Effective, Actionable, and Dynamic Education director on research and other activities;

(k) the report described in Section 53F-4-203 by the state board and the independent evaluator on an evaluation of early interactive reading software;

(l) the report described in Section 53F-4-407 by the state board on UPSTART;

(m) the reports described in Sections 53F-5-214 and 53F-5-215 by the state board related to grants for professional learning and grants for an elementary teacher preparation assessment; and

(n) the report described in Section 53F-5-405 by the State Board of Education regarding an evaluation of a partnership that receives a grant to improve educational outcomes for students who are low income.

(2) In accordance with applicable provisions and Section 68-3-14, the following occasional reports are due to the Education Interim Committee:

(a) the report described in Section 35A-15-303 by the School Readiness Board by November 30, 2020, on benchmarks for certain preschool programs;

(b) the report described in Section 53B-28-402 by the Utah Board of Higher Education on or before the Education Interim Committee's November 2021 meeting;

(c) the reports described in Section 53E-3-520 by the state board regarding cost centers and implementing activity based costing;

(d) if required, the report described in Section 53E-4-309 by the state board explaining the reasons for changing the grade level specification for the administration of specific assessments;

(e) if required, the report described in Section 53E-5-210 by the state board of an adjustment to the minimum level that demonstrates proficiency for each statewide assessment;

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(f) in 2022 and in 2023, on or before November 30, the report described in Subsection 53E-10-309(7) related to the PRIME pilot program;

(g) the report described in Section 53E-10-702 by Utah Leading through Effective, Actionable, and Dynamic Education;

(h) if required, the report described in Section 53F-2-513 by the state board evaluating the effects of salary bonuses on the recruitment and retention of effective teachers in high poverty schools;

(i) upon request, the report described in Section 53F-5-207 by the state board on the Intergenerational Poverty Intervention Grants Program;

(j) the report described in Section 53F-5-210 by the state board on the Educational Improvement Opportunities Outside of the Regular School Day Grant Program;

(k) upon request, the report described in Section 53F-5-219 by the state board on the Local Innovations Civics Education Pilot Program;

~~[(k)]~~ (l) the report described in Section 53G-7-503 by the state board regarding fees that LEAs charge during the 2020-2021 school year;

~~[(l)]~~ (m) the reports described in Section 53G-11-304 by the state board regarding proposed rules and results related to educator exit surveys;

~~[(m)]~~ (n) the report described in Section 62A-15-117 by the Division of Substance Abuse and Mental Health, the State Board of Education, and the Department of Health regarding recommendations related to Medicaid reimbursement for school-based health services; and

~~[(n)]~~ (o) the reports described in Section 63C-19-202 by the Higher Education Strategic Planning Commission.

Section 2. Section **53F-5-219** is enacted to read:

53F-5-219. Local Innovations Civics Education Pilot Program.

(1) As used in this section:

(a) "Core standards" means the core standards for Utah public schools adopted by the state board pursuant to Section 53E-4-202.

(b) "Digital citizenship" means the same as that term is defined in Section 53G-7-1202.

(c) "Evidence-informed" means that an approach:

(i) is developed using high-quality research outside of a controlled setting in the given

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field, as the state board further defines; and

(ii) includes strategies and activities with a strong scientific basis for use, as the state board further defines.

(d) "Innovative approach" means an evidence-informed approach to civics education.

(e) "Local Innovations Civics Education Pilot Program" or "pilot program" means the civics education pilot program created in Subsection (2).

(f) "LEA" means:

(i) a school district;

(ii) a district school; or

(iii) a charter school.

(g) "Participating LEA" means an LEA that the state board selects to receive a grant as described in this section.

(2) There is created a three-year pilot program known as the Local Innovations Civics Education Pilot Program to promote developmentally-appropriate innovative approaches that are:

(a) aligned with core standards; and

(b) based on proven practices, including:

(i) promoting responsibility for preserving and defending the blessings of liberty secured by the Constitution of the United States;

(ii) building confidence in the foundations of American democracy, including:

(A) American civic and political institutions; and

(B) foundational constitutional concepts;

(iii) developing the skills and character traits essential for informed, productive, and thoughtful engagement in civic life, consistent with Subsection 53G-10-204(3);

(iv) after **providing sufficient instruction in American civics and history to instill the confidence described in Subsection (2)(b)(ii), and after** developing the skills described in Subsection (2)(b)(iii), promoting academic service learning and informed participation in civic life, including the policymaking process at different levels of government; and

(v) teaching media literacy and digital citizenship.

(3) The state board shall:

(a) in accordance with this section and subject to legislative appropriations, award a

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grant to a participating LEA;

(b) in selecting participating LEAs, prioritize LEAs that, in the LEA's proposal described in Subsection (3)(d)(iii):

(i) emphasize the proven practices described in Subsection (2)(b); and

(ii) demonstrate how the LEA's innovative approach aligns with core standards;

(c) strive to select participating LEAs:

(i) from a variety of geographic areas within the state;

(ii) representing students with diverse socioeconomic backgrounds; and

(iii) with a range of student population sizes; and

(d) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, make rules establishing:

(i) eligibility requirements for a participating LEA;

(ii) criteria for selecting a participating LEA;

(iii) an application process for an LEA to apply to participate in the pilot program,

including:

(A) a requirement that an LEA submit a proposal that describes the LEA's innovative approach and how the innovative approach aligns with core standards; and

(B) requirements for a participating LEA that includes a proposal to contract with a third party as described in Subsection (4)(b);

(iv) a process for assessing the outcomes and measuring results of a participating LEA's innovative approach that includes a requirement that:

(A) feedback is solicited from parents and students in a participating LEA; and

(B) LEA's participate in the process for assessing outcomes and measuring results; and

(v) requirements for a report that a participating LEA is required to submit to the state board at the end of the pilot program.

(4) A participating LEA:

(a) shall:

(i) use a grant the state board awards to implement a developmentally-appropriate innovative approach based on at least two proven practices;

(ii) integrate the innovative approach described in Subsection (4)(a), into the school curriculum; and

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(iii) submit a report to the state board in accordance with the rules described in Subsection (3)(d); and

(b) may use a grant the state board awards to contract with a third party to help the participating LEA implement the participating LEA's innovative approach if:

(i) the participating LEA includes a proposal to contract with a third party in the LEA's proposal described in Subsection (3)(d)(iii); and

(ii) the state board approves the third party contract in accordance with rules the state board makes under Subsection (3).

(5) The state board may contract with a third party provider to:

(a) offer professional learning and mentoring for educators in a participating LEA;

(b) identify institutional barriers to achieving innovation in civic teaching and learning at the LEA level; or

(c) make recommendations for initiatives, public policy, or legislation to improve civics education.

(6) Upon request of the Education Interim Committee, the state board shall report to the Education Interim Committee on the pilot program's progress and outcomes.

Section 3. Section **53G-10-204** is amended to read:

53G-10-204. Civic and character education -- Definitions -- Legislative finding -- Elements -- Reporting requirements.

(1) As used in this section:

(a) "Character education" means reaffirming values and qualities of character which promote an upright and desirable citizenry.

(b) "Civic education" means the cultivation of informed, responsible participation in political life by competent citizens committed to the fundamental values and principles of representative democracy in Utah and the United States.

~~[(c) "Civics engagement pilot program" means the pilot program described in Subsection (6).]~~

~~[(d) "Civics engagement project" means the civics engagement project described in Subsection (6), which a student enrolled in a participating LEA may complete.]~~

~~[(e) "Participating LEA" means an LEA that meets the eligibility criteria, and is selected by the state board, to participate in the civics engagement pilot program.]~~

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~~[(f)]~~ (c) "Values" means time-established principles or standards of worth.

(2) The Legislature recognizes that:

(a) Civic and character education are fundamental elements of the public education system's core mission as originally intended and established under Article X of the Utah Constitution;

(b) Civic and character education are fundamental elements of the constitutional responsibility of public education and shall be a continuing emphasis and focus in public schools;

(c) the cultivation of a continuing understanding and appreciation of a constitutional republic and principles of representative democracy in Utah and the United States among succeeding generations of educated and responsible citizens is important to the nation and state;

(d) the primary responsibility for the education of children within the state resides with their parents and that the role of state and local governments is to support and assist parents in fulfilling that responsibility;

(e) public schools fulfill a vital purpose in the preparation of succeeding generations of informed and responsible citizens who are deeply attached to essential democratic values and institutions; and

(f) the happiness and security of American society relies upon the public virtue of its citizens which requires a united commitment to a moral social order where self-interests are willingly subordinated to the greater common good.

(3) Through an integrated curriculum, students shall be taught in connection with regular school work:

(a) honesty, integrity, morality, civility, duty, honor, service, and obedience to law;

(b) respect for and an understanding of the Declaration of Independence and the constitutions of the United States and of the state of Utah;

(c) Utah history, including territorial and preterritorial development to the present;

(d) the essentials and benefits of the free enterprise system;

(e) respect for parents, home, and family;

(f) the dignity and necessity of honest labor; and

(g) other skills, habits, and qualities of character which will promote an upright and

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desirable citizenry and better prepare students to recognize and accept responsibility for preserving and defending the blessings of liberty inherited from prior generations and secured by the constitution.

(4) Local school boards and school administrators may provide training, direction, and encouragement, as needed, to accomplish the intent and requirements of this section and to effectively emphasize civic and character education in the course of regular instruction in the public schools.

(5) Civic and character education in public schools are:

(a) not intended to be separate programs in need of special funding or added specialists to be accomplished; and

(b) core principles which reflect the shared values of the citizens of Utah and the founding principles upon which representative democracy in the United States and the state of Utah are based.

~~[(6)(a) In accordance with this section, subject to appropriations by the Legislature for this purpose, beginning with the 2020-21 school year, the state board shall administer a three-year civics engagement pilot program to assess the benefits of, and methods for, implementing a requirement to complete a civics engagement project as a condition for receiving a high school diploma.]~~

~~[(b) The state board shall:]~~

~~[(i) make rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act:]~~

~~[(A) to create a civics engagement project that complies with core standards for Utah public education for social studies and prepares students for lifelong civic motivation and participation through applied learning of civics content;]~~

~~[(B) to establish eligibility requirements for participating LEAs;]~~

~~[(C) to create an application process for LEAs to apply to participate in the pilot program; and]~~

~~[(D) for a report that a participating LEA is required to submit to the state board at the end of the pilot program;]~~

~~[(ii) select participating LEAs:]~~

~~[(A) from diverse geographic areas within the state; and]~~

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~~[(B) with a range of student population sizes; and]~~

~~[(iii) subject to appropriations by the Legislature for this purpose, in cooperation with school districts, charter schools, and interested private and nonprofit entities, provide training that prepares teachers in a participating LEA to assist students to successfully complete the civics engagement project.]~~

~~[(c) A participating LEA shall submit a report to the state board in accordance with the rules described in Subsection (6)(b)(i)(D).]~~

Section 4. Section **63I-1-253** is amended to read:

63I-1-253. Repeal dates, Titles 53 through 53G.

(1) Section 53-2a-105, which creates the Emergency Management Administration Council, is repealed July 1, 2022.

(2) Sections 53-2a-1103 and 53-2a-1104, which create the Search and Rescue Advisory Board, are repealed July 1, 2022.

(3) Section 53-5-703, which creates the Concealed Firearm Review Board, is repealed July 1, 2023.

(4) Subsection 53-6-203(1)(b)(ii), regarding being 19 years old at certification, is repealed July 1, 2027.

(5) Subsection 53-13-104(6)(a), regarding being 19 years old at certification, is repealed July 1, 2027.

(6) Section 53B-6-105.5, which creates the Technology Initiative Advisory Board, is repealed July 1, 2024.

(7) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.

(8) Section 53B-17-1203, which creates the SafeUT and School Safety Commission, is repealed January 1, 2025.

(9) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.

(10) Title 53B, Chapter 24, Part 4, Rural Residency Training Program, is repealed July 1, 2025.

(11) Subsection 53C-3-203(4)(b)(vii), which provides for the distribution of money from the Land Exchange Distribution Account to the Geological Survey for test wells and other hydrologic studies in the West Desert, is repealed July 1, 2030.

(12) Section 53E-3-515 is repealed January 1, 2023.

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(13) In relation to a standards review committee, on January 1, 2023:

(a) in Subsection 53E-4-202(8), the language "by a standards review committee and the recommendations of a standards review committee established under Section 53E-4-203" is repealed; and

(b) Section 53E-4-203 is repealed.

(14) Subsections 53E-3-503(5) and (6), which create coordinating councils for youth in custody, are repealed July 1, 2027.

(15) Section 53E-4-402, which creates the State Instructional Materials Commission, is repealed July 1, 2022.

(16) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission, is repealed July 1, 2023.

(17) Subsection 53E-8-204(4), which creates the advisory council for the Utah Schools for the Deaf and the Blind, is repealed July 1, 2021.

(18) Section 53F-2-420, which creates the Intensive Services Special Education Pilot Program, is repealed July 1, 2024.

(19) Section 53F-5-203 is repealed July 1, 2024.

(20) Section 53F-5-212 is repealed July 1, 2024.

(21) Section 53F-5-213 is repealed July 1, 2023.

(22) Section 53F-5-214, in relation to a grant for professional learning, is repealed July 1, 2025.

(23) Section 53F-5-215, in relation to an elementary teacher preparation grant, is repealed July 1, 2025.

(24) Section 53F-5-219, which creates the Local Innovations Civics Education Pilot Program, is repealed on July 1, 2025.

~~[(24)]~~ (25) Subsection 53F-9-203(7), which creates the Charter School Revolving Account Committee, is repealed July 1, 2024.

~~[(25)]~~ (26) Section 53F-9-501 is repealed January 1, 2023.

~~[(26)]~~ (27) Subsections 53G-4-608(2)(b) and (4)(b), related to the Utah Seismic Safety Commission, are repealed January 1, 2025.

~~[(27)]~~ (28) Subsection 53G-8-211(5), regarding referrals of a minor to court for a class C misdemeanor, is repealed July 1, 2022.

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Section 5. Section **63I-2-253** is amended to read:

63I-2-253. Repeal dates -- Titles 53 through 53G.

(1) Section 53-1-106.1 is repealed January 1, 2022.

(2) (a) Section 53-2a-217, regarding procurement during an epidemic or pandemic emergency, is repealed on December 31, 2021.

(b) When repealing Section 53-2a-217, the Office of Legislative Research and General Counsel shall, in addition to the office's authority under Subsection 36-12-12(3), make necessary changes to subsection numbering and cross references.

(3) Section 53-2a-219, in relation to termination of emergency powers pertaining to COVID-19, is repealed on July 1, 2021.

(4) (a) Subsection 53B-2a-108(5), regarding exceptions to the composition of a technical college board of trustees, is repealed July 1, 2022.

(b) When repealing Subsection 53B-2a-108(5), the Office of Legislative Research and General Counsel shall, in addition to its authority under Subsection 36-12-12(3), make necessary changes to subsection numbering and cross references.

(5) Section 53B-6-105.7 is repealed July 1, 2024.

(6) (a) Subsection 53B-7-705(6)(b)(iii)(A), the language that states "Except as provided in Subsection (6)(b)(iii)(B)," is repealed July 1, 2021.

(b) Subsection 53B-7-705(6)(b)(iii)(B), regarding comparing a technical college's change in performance with the technical college's average performance, is repealed July 1, 2021.

(7) (a) Subsection 53B-7-707(3)(a)(ii), the language that states "Except as provided in Subsection (3)(b)," is repealed July 1, 2021.

(b) Subsection 53B-7-707(3)(b), regarding performance data of a technical college during a fiscal year before fiscal year 2020, is repealed July 1, 2021.

(8) Section 53B-7-707 regarding performance metrics for technical colleges is repealed July 1, 2023.

(9) Section 53B-8-114 is repealed July 1, 2024.

(10) The following sections, regarding the Regents' scholarship program, are repealed on July 1, 2023:

(a) Section 53B-8-202;

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- (b) Section 53B-8-203;
- (c) Section 53B-8-204; and
- (d) Section 53B-8-205.
- (11) Section 53B-10-101 is repealed on July 1, 2027.
- (12) Title 53B, Chapter 18, Part 14, Uintah Basin Air Quality Research Project, is repealed July 1, 2023.
- (13) Section 53E-1-202.2, regarding a Public Education Appropriations Subcommittee evaluation and recommendations, is repealed January 1, 2024.
- (14) Section 53E-3-520 is repealed July 1, 2021.
- (15) Subsection 53E-10-309(7), related to the PRIME pilot program, is repealed July 1, 2024.
- (16) In Subsections 53F-2-205(4) and (5), regarding the State Board of Education's duties if contributions from the minimum basic tax rate are overestimated or underestimated, the language that states "or 53F-2-301.5, as applicable" is repealed July 1, 2023.
- (17) Section 53F-2-209, regarding local education agency budgetary flexibility, is repealed July 1, 2024.
- (18) Subsection 53F-2-301(1), relating to the years the section is not in effect, is repealed July 1, 2023.
- (19) Section 53F-2-302.1, regarding the Enrollment Growth Contingency Program, is repealed July 1, 2023.
- (20) Subsection 53F-2-314(4), relating to a one-time expenditure between the at-risk WPU add-on funding and previous at-risk funding, is repealed January 1, 2024.
- (21) Section 53F-2-418, regarding the Supplemental Educator COVID-19 Stipend, is repealed January 1, 2022.
- (22) In Subsection 53F-2-515(1), the language that states "or 53F-2-301.5, as applicable" is repealed July 1, 2023.
- (23) Section 53F-4-207 is repealed July 1, 2022.
- (24) Subsection 53F-4-401(3)(b), regarding a child enrolled or eligible for enrollment in kindergarten, is repealed July 1, 2022.
- (25) In Subsection 53F-4-404(4)(c), the language that states "Except as provided in Subsection (4)(d)" is repealed July 1, 2022.

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(26) Subsection 53F-4-404(4)(d) is repealed July 1, 2022.

(27) In Subsection 53F-9-302(3), the language that states "or 53F-2-301.5, as applicable" is repealed July 1, 2023.

(28) In Subsection 53F-9-305(3)(a), the language that states "or 53F-2-301.5, as applicable" is repealed July 1, 2023.

(29) In Subsection 53F-9-306(3)(a), the language that states "or 53F-2-301.5, as applicable" is repealed July 1, 2023.

(30) In Subsection 53G-3-304(1)(c)(i), the language that states "or 53F-2-301.5, as applicable" is repealed July 1, 2023.

~~[(31) Subsections 53G-10-204(1)(c) through (e), and Subsection 53G-10-204(6), related to the civics engagement pilot program, are repealed on July 1, 2023.]~~

~~[(32)]~~ (31) On July 1, 2023, when making changes in this section, the Office of Legislative Research and General Counsel shall, in addition to the office's authority under Subsection 36-12-12(3), make corrections necessary to ensure that sections and subsections identified in this section are complete sentences and accurately reflect the office's perception of the Legislature's intent.

Section 6. **Appropriation.**

The following sums of money are appropriated for the fiscal year beginning July 1, 2022, and ending June 30, 2023. These are additions to amounts previously appropriated for fiscal year 2023. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of money from the funds or accounts indicated for the use and support of the government of the state of Utah.

ITEM 1

To State Board of Education -- Contracted Initiatives and Grants

<u>From Education Fund, One-time</u>	<u>\$1,500,000</u>
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~~{~~ ~~—————~~ ~~}~~ Schedule of Programs:

<u>Innovative Civics Education Pilot Program</u>	<u>\$1,500,000</u>
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The Legislature intends that the State Board of Education:

(1) use appropriations under this section to implement the Innovative Civics Education Pilot Program created in Section 53F-5-219, in fiscal years 2023, 2024, and 2025; and

(2) may use up to 25% of the appropriations under this section to:

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(a) contract with a third party provider to offer professional learning and analyze pilot program outcomes as described in Subsection 53F-5-219(5); and

(b) provide stipends and pay for substitute teachers to facilitate educators attending the professional learning described in Subsection 53F-5-219(5).